

**STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 Punchbowl Street
Honolulu, Hawaii 96813**

Board of Land and
Natural Resources
State of Hawaii
Honolulu, Hawaii

**ISSUANCE OF REVOCABLE PERMIT TO
THEATRIX HAWAII, LLC FOR INCONSISTENT USE
HONOLULU INTERNATIONAL AIRPORT**

OAHU

LEGAL REFERENCE:

Section 171-55, Hawaii Revised Statutes

APPLICANT:

**THEATRIX HAWAII, LLC.
3085-B N. Nimitz Highway
Honolulu, Hawaii 96819**

LOCATION:

**Honolulu International Airport, 2865 Ualena Street
Tax Map Key: 1st Division, 1-1-4: Portion of 7.**

AREA:

Space No. 005-125, containing an area of approximately 11,610 square feet of improved/paved land, and Building No. 140-000, containing an area of approximately 9,733 square feet, as shown delineated on the attached map labeled Exhibit "A".

ZONING:

**State Land Use District: Urban
City and County of Honolulu LUO: Industrial (I2)**

LAND TITLE STATUS:

Non-ceded - Section 5(x) lands of the Hawaii Admission Act
DHHL 30% entitlement lands pursuant to Hawaii Admission Act YES ____ NO X

CURRENT USE STATUS:

Land presently encumbered by Governor's Executive Order No. 3894, setting aside a portion of Honolulu International Airport under the control and management of the Department of Transportation, Airports Division, State of Hawaii, for Airport Purposes.

The Airports Division of the Department of Transportation acquired the subject property, together with most of the remaining properties (except one) along the ocean (makai) side of Ualena Street, between Lagoon Drive and Paiea Street, in the mid-1990's from Loyalty Enterprises, Ltd.

CHARACTER OF USE:

Entertainment Production Company, providing lights, sound, rigging, décor and installation services

COMMENCEMENT DATE:

Upon Execution of Revocable Permit

MONTHLY RENTAL:

\$8,891.30

SECURITY DEPOSIT:

\$26,673.90

HOLDOVER TENANCY:

\$296.38

DCCA VERIFICATION:

Applicant's (Theatrix Hawaii, LLC) active business registration/filing status verified.

CHAPTER 343, HRS - ENVIRONMENTAL ASSESSMENT:

Pursuant to Section 11-200-8(a), Environmental Impact Statement Rules of the Department of Health, State of Hawaii, this disposition is exempt from requirements regarding preparation of an environmental assessment, negative declaration, or environmental impact statement as required by Chapter 343, Hawaii Revised Statutes, as amended, relating to Environmental Impact Statements, because the proposed action falls within Exemption Class #1, Comprehensive Exemption List for the State of Hawaii, Department of Transportation dated November 14, 1990, as approved by the Environmental Quality Council. Exemption Class #1 covers operations, repairs, or maintenance of existing structures, facilities, equipment, or topographical features involving negligible or no expansion or change of use beyond that previously existing.

REMARKS:

The Applicant desires to relocate his business from 3085-B No. Nimitz Highway, to 2865 Ualena Street. The Applicant has not had a lease, license, permit, easement or other disposition covering public lands canceled or terminated within the last five years for failure to satisfy the terms and conditions thereof.

RECOMMENDATION:

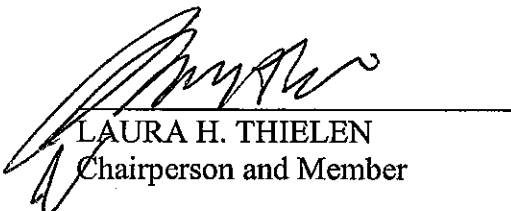
That the Board authorize the Department of Transportation to issue a month-to-month revocable permit to Theatrix Hawaii, LLC, subject to: (1) terms and conditions herein outlined, which are by reference incorporated herein; and (2) such additional terms and conditions as may be prescribed by the Director of Transportation to best serve the interests of the State.

Respectfully submitted,

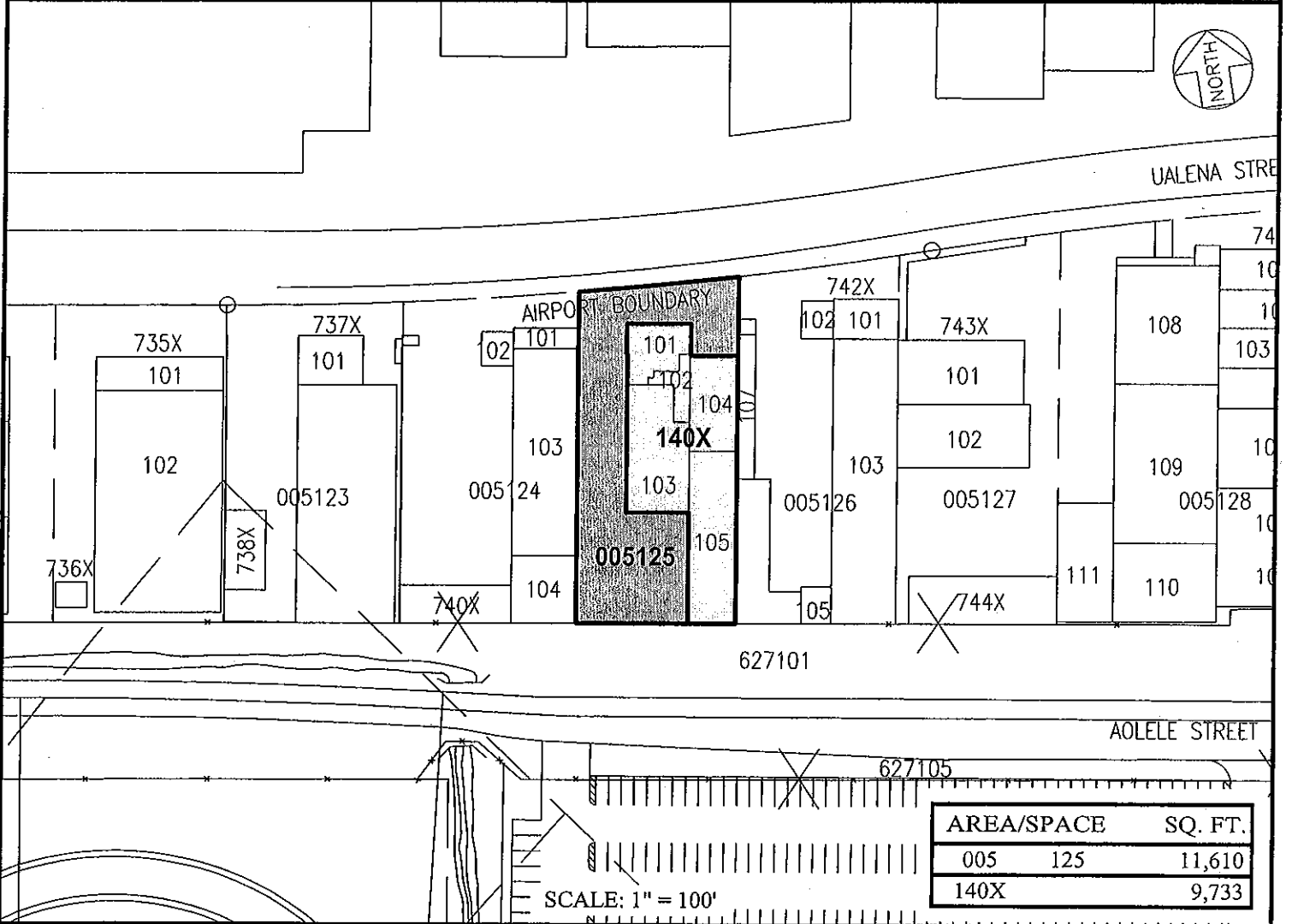
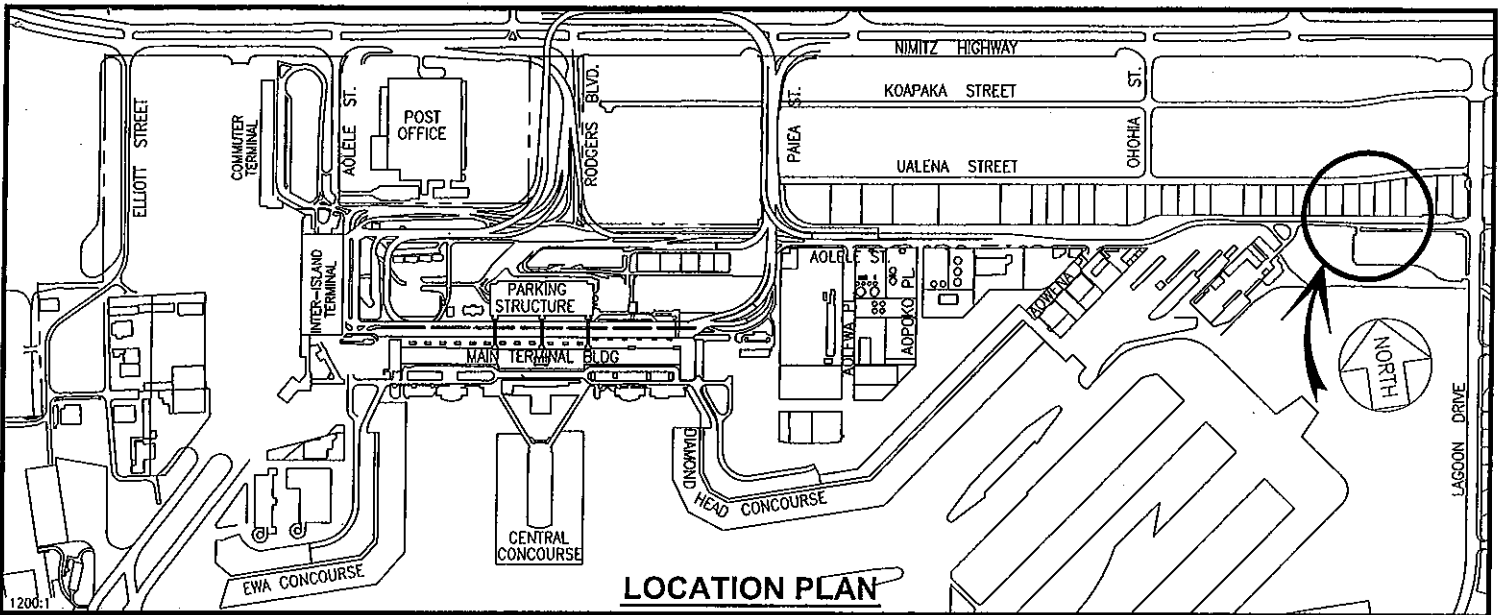


BRENNON T. MORIOKA, Ph.D., P.E.
Director of Transportation

APPROVED FOR SUBMITTAL:

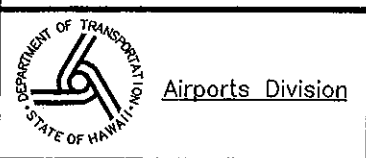


LAURA H. THIELEN
Chairperson and Member



DATE : FEBRUARY 2009

EXHIBIT: **A**



THEATRIX HAWAII, LLC

LOTS
UALENA STREET AREAS

005125
140X
PLAT 26

HONOLULU INTERNATIONAL AIRPORT

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